# IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In Re: : Chapter 7

Michael Geiger, :

Debtor. : Case No. 10-10513 (JKF)

\_\_\_\_\_

American Casein Company,

American Custom Drying,
William D. Cabot, M.D.,

Susan Cabot, Adam Shipley Cabot,

Brandon Scott Cabot, and :

Jean Adams,

Plaintiffs, :

v. :

Michael Geiger, :

Defendant. : Adversary No. 10-0228

\_\_\_\_\_

## **ORDER**

This 29<sup>th</sup> day of September, 2010, for reasons set forth in the Memorandum Opinion, it is hereby ORDERED that:

- (1) The Debtor's Motion to Dismiss is granted;
- (2) The Complaint is dismissed without prejudice;
- (3) Plaintiffs William D. Cabot, M.D., Susan Cabot, Adam Shipley Cabot, Brandon Scott Cabot, and Jean Adams are hereby **dismissed with prejudice** as Plaintiffs; and
- (4) The remaining Plaintiffs shall have until October 13,

**2010,** to file an amended complaint consistent with the Memorandum Opinion.

JEAN K. FITZSIMON

United States Bankruptcy Judge

Copies to:

### **Counsel for Plaintiff American Casein Company**

Emmanuel J. Argentieri, Esquire Parker McCay 7001 Lincoln Drive West Marlton, NJ 08053

# Counsel for Plaintiffs American Custom Drying, William D. Cabot, M.D., Susan Cabot, Adam Shipley Cabot, and Brandon Scott Cabot

Neal D. Colton, Esquire Cozen O'Connor 1900 Market Street Philadelphia, PA 19103

#### **Counsel for Plaintiff Jean Adams**

Suzanne Kourlesis, Esquire Baxter & Kourlesis Strawbridge Professional Center 212 West Route 38, Suite 360 Moorestown, NJ 08057

### **Counsel for Defendant**

Kenneth E. Aaron, Esquire Weir & Partners LLP 1339 Chestnut Street, Suite 500 Philadelphia, PA 19107

#### **Defendant**

Michael Geiger 96 Woodhill Rd. Newtown, PA 18940

#### **Trustee**

Dexter K. Case, Esquire Case, Digiamberardino & Lutz, P.C. 845 North Park Road, Suite 101 Wyomissing, PA 19610